

**DURHAM, NORTH CAROLINA**  
**MONDAY, July 16, 2001**  
**7:00 P.M.**

The Durham City Council met in regular session on the above date and time in the Council Chambers at City Hall with the following members present: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Absent: Council Member Stith.

Also Present: City Manager Marcia L. Conner, City Attorney Henry Blinder, City Clerk D. Ann Gray and Deputy City Clerk Linda E. Bratcher.

Mayor Tennyson called the meeting to order and at that time, Council Member Langley announced that she would be speaking at Burton Elementary School Summer Camp on July 17 at 11:30 a.m.

Council Member Jacobs reminded her colleagues that the Council Procedures Subcommittee will meet on Monday, August 6 at 5 p.m.

Mayor Tennyson announced that the next Community Response Forum will be held Thursday, July 26, at 6 p.m. in the Council Chambers and the topic for discussion would be housing.

Chief Chambers invited Council to attend a retirement celebration for Col. H. Kent Fletcher of the Police Department on Friday, August 17 at 11:30 am at the Marriott.

Mayor Tennyson read a proclamation declaring August 2001 as "Durham Firefighters Appreciation Month."

Council Member Hill read a "Resolution Memorializing Paul James Dumas."

The Mayor asked for priority items from the City Manager, City Attorney and City Clerk. City Manager Marcia L. Conner requested a closed session after the regular meeting concerning a criminal investigation.

**SUBJECT: CLOSED SESSION - CRIMINAL INVESTIGATION (G.S. 132-1.4)**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to go into closed session after the regular meeting of Council for the purpose of discussing a criminal investigation (G.S. 132-1.4) was approved at 7:10 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

There were no priority items from the City Attorney and City Clerk.

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Mayor Tennyson distributed a July 16, 2001 memo concerning the Local Option Sales Tax issue. He noted there is no legislation pending on this matter.

At this time during the meeting, Mayor Pro Tempore Clement recognized the Boy Scouts from Westminster Presbyterian Church.

City Manager Marcia Conner noted that the N. C. League of Municipalities is requesting Council send letters to representatives of the House and Senate regarding their position on the sales tax issue.

Mayor Tennyson noted no action was taken to add this item to the agenda and encouraged Council to send their individual views to the legislative delegation.

Mayor Tennyson noted revisions to the Consent Agenda made at the Committee-of-the-Whole Meeting. Mayor Tennyson asked if any citizen(s) or council member(s) wanted to pull any item(s) from the Consent Agenda for discussion later in the meeting. [NO ITEMS PULLED FROM CONSENT AGENDA]

**MOTION** by Council Member Larson seconded by Council Member Jacobs to approve the Consent Agenda as amended was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**[CONSENT AGENDA]**

**SUBJECT: HUMAN RELATIONS COMMISSION - REAPPOINTMENT**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to reappoint Brenda Howerton to the Human Relations Commission for a term to expire June 30, 2004 was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: ANNUAL INSURANCE PLAN FOR FISCAL YEAR 2002**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to purchase insurance in accordance with the annual insurance plan and to purchase additional insurance as specified was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

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**SUBJECT: LEASE AGREEMENT BETWEEN THE CITY OF DURHAM AND FRANCIS DESALLAS JACKSON, DOING BUSINESS AS FJ'S EMPORIUM - PROPERTY LOCATED AT 106 MORRIS STREET**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to execute a five-year lease agreement between the City of Durham and Francis Desallas Jackson, D/B/A FJ's Emporium, for the property located at 106 Morris Street, Tax Map 30-06-002 was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: REPORT ON NEW HOUSING PURCHASE PROGRAMS AND CHANGES TO THE CITY'S PURCHASE PROGRAM UNDERWRITING GUIDELINES**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to accept a report from the Administration on new housing purchase programs and changes to the City's purchase program underwriting guidelines; and

To authorize the Administration to make revisions and modifications to the new housing purchase programs and underwriting guidelines as necessary was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: PASSENGER VEHICLES FOR HIRE ORDINANCE - RECOMMENDED AMENDMENT FROM THE TAXICAB SUBCOMMITTEE**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Passenger Vehicles for Hire Ordinance as recommended by the Taxicab Subcommittee--to delay the effective date for compliance with the vehicle age and protective safety shield device requirements of the ordinance from May 17, 2001 to September 1, 2001 was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Ordinance #12339**

**SUBJECT: CITIZENS ADVISORY COMMITTEE - REAPPOINTMENT**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to reappoint Donald Lee Pridgen to the Citizens Advisory Committee for a three-year term to expire June 30, 2004 was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro

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Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff.  
Noes: None. Absent: Council Member Stith.

**SUBJECT: RALEIGH-DURHAM AIRPORT AUTHORITY - FEDERAL AVIATION ADMINISTRATION GRANT OFFER, RDU 080269, FAA AIP GRANT NUMBER 3-37-0056-24 - SURFACE MOVEMENT GUIDANCE AND CONTROL SYSTEM (SMGCS) PLAN AND IMPROVEMENTS AND INSTALLATION OF TDZ LIGHTS ON RUNWAY 23L**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to authorize the acceptance of a grant offer in the amount of \$2,066,527 for Surface Movement Guidance and Control System (SMGCS) Plan and Improvements and Installation of TDZ Lights on Runway 23L; and

To authorize the City Manager to execute the Grant Agreement and to authorize the City Attorney to give assurances with respect thereto was approved at 7:13 p.m. by the following vote:  
Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: SUBMISSION OF COMMENTS TO THE TRIANGLE TRANSIT AUTHORITY ON THE DRAFT ENVIRONMENTAL IMPACT STATEMENT FOR PHASE I OF THE REGIONAL RAIL SYSTEM**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to endorse the comments on the Draft Environmental Impact Statement for Phase I of the Regional Rail System and forward these comments to the Triangle Transit Authority was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: SITE PLAN APPROVAL - SEDWICK AND PROSPECTUS OFFICE BUILDING**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to approve a site plan for Sedwick and Prospectus Office Building, submitted by Brunssen Engineering Services, P.A., on behalf of Oliver W. Alphin, consisting of a two-story, 9,120 square foot office building, including 37 parking spaces on a ±0.98 acre site zoned I-2 and F/J-B and located on the northeastern corner of Sedwick Drive at Prospectus Drive (Tax Map #541-1-1E; PIN #0737-01-19-9898; City Atlas Page 51, A-2) was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

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**SUBJECT: STREET CLOSING (SC01-1) - METHODIST STREET, EAST OF ROLLING PINES STREET**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt a resolution: 1) declaring the intent of the City Council to consider permanently closing 606.72± linear feet (31,263 square feet) of Methodist Street, east of Rolling Pines Street and 2) setting a public hearing on Monday, August 6, 2001 to consider closing 606.72± linear feet (31,263 square feet) of Methodist Street, east of Rolling Pines Street was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Resolution #8788**

**SUBJECT: MUNICIPAL AGREEMENT WITH NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NCDOT) FOR TRAFFIC SEPARATION STUDY (PROJECT #P-3309)**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt a resolution authorizing the City Manager to execute an Agreement with NCDOT to conduct a Traffic Separation Study was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Resolution #8789**

**SUBJECT: LICENSE AGREEMENT WITH DUKE UNIVERSITY - UNDERGROUND STEAM LINES ACROSS SUMTER DRIVE**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to enter into a License Agreement with Duke University for underground steam lines across Sumter Drive as part of improvements to the Duke University steam system was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: WATER AND SEWER IMPROVEMENTS EXTENSION AGREEMENT - PAULETTE MISENHEIMER AND EMMETT WARD - HORTON HILLS EXTENSION - TOLEDO LANE - GARCIA AVENUE**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to execute a Water and Sewer Extension Agreement with Paulette Misenheimer and Emmett Ward to extend City water and sewer to serve fourteen single family lots located at the end of Garcia Avenue was approved at 7:13 p.m. by

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the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: WATER EXTENSION AGREEMENT - PUBLIC SERVICE COMPANY OF NORTH CAROLINA, INC., DOING BUSINESS AS PSNC ENERGY - OPERATIONS CENTER - WEST SIDE OF OLD OXFORD HIGHWAY NORTH OF HAMLIN ROAD**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to execute a Water Extension Agreement with Public Service Company of North Carolina, Inc., dba PSNC Energy, to extend City water to serve a 6.5 acre operations center located on the west side of Old Oxford Highway north of Hamlin Road was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: WATER EXTENSION AGREEMENT - CASTLE ROCK ENTERPRISES, INC. - MANCHESTER DRIVE**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to execute a Water Extension Agreement with Castle Rock Enterprises, Inc. to extend City water service approximately 120 feet to serve three single family lots on Manchester Drive was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: CHAPEL HILL STREET/MAIN STREET TWO-WAY CONVERSION ENGINEERING DESIGN SERVICES - KIMLEY-HORN AND ASSOCIATES**

To authorize the City Manager to execute a contract with Kimley-Horn and Associates in an amount not to exceed \$645,000 and to authorize the expenditure of up to \$645,000 from the Chapel Hill/Main Street Improvement Account.

**Note:** During the July 12, 2001 Committee-of-the-Whole, this item was held until the August 6, 2001 City Council Meeting with the presentation to be given at the August 2<sup>nd</sup> Committee-of-the-Whole Meeting.

**SUBJECT: NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NCDOT) UTILITY AGREEMENT - IMPROVEMENT OF U.S. 70 AT MIAMI BOULEVARD, SHERRON ROAD AND MINERAL SPRINGS ROAD (PROJECT U-2808)**

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**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt a resolution authorizing the City Manager to execute a Utility Agreement to reimburse NCDOT for the relocation of water and sanitary sewer lines in the U.S. 70/Miami Boulevard/Sherron Road/Mineral Springs Road intersection project; and

To authorize the expenditure of up to \$156,000 from the Water Extensions and Improvements Account and up to \$20,000 from the Sewer Extensions and Improvements Account was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Resolution #8790**

**SUBJECT: NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NCDOT) UTILITY AGREEMENT - IMPROVEMENT OF I-85 FROM WEST OF BROAD STREET TO WEST OF CAMDEN AVENUE (PROJECT I-306DB)**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt a resolution authorizing the City Manager to execute a Utility Agreement to reimburse NCDOT for the relocation of water and sanitary sewer lines for the improvements of I-85 from west of Broad Street to west of Camden Avenue project; and

To authorize the expenditure of up to \$155,000 from the Water Extensions and Improvements Account and \$5,000 from the Sewer Extensions and Improvements Account was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Resolution #8787**

**SUBJECT: REPORT ON BILLINGS FOR LARGE WATER USERS**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to receive a report from the Administration was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: BID REPORT - MAY 2001**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to approve and record in the minutes the following bids and items displayed which were acted upon by the City Manager during the month of May 2001 was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley,

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Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**CITY OF DURHAM NORTH CAROLINA**

**June 22, 2001**

MEMO TO: Marcia L. Conner, City Manager

THROUGH: Navdeep S. Gill, Finance Director  
Kenneth C. Pennoyer, Assistant Finance Director

FROM: Joseph W. Clark, Purchasing Manager

SUBJECT: Bid Report

To approve and record in the minutes bids which were acted upon by the City Manager during the month of May 2001.

Apparatus, Supplies, Materials, Equipment, Construction, and Repairwork:

1. Bid: E 911 System Upgrades

Purpose of Bid:

Comments: The Sprint Corporation is the sole source for upgrades to the City's Sprint system.

Opened: April 9, 2001

Bidders: Sprint Corporation \* \$93,155.77  
Tarboro, NC

\*Awarded based on: \_\_\_\_\_ Low Bid X Other (See Comments)

The Equal Opportunity/Equity Assurance Department reviewed the bid submitted by Sprint/DBA: Carolina Telephone and Telegraph Company of Tarboro, NC to determine compliance with the Minority and Women Business Enterprises Ordinance.

There were no M/WBE firms in the databank to provide this product.

The workforce statistics for Sprint/DBA: Carolina Telephone and Telegraph Company are as follows:

Location Performing on Contract  
Tarboro, NC





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Sports Coupe

Comments:

Opened: May 15, 2001

Bidders: University Ford \* \$20,422.45  
Durham, NC  
Capital Ford \$20,624.40  
Raleigh, NC

\*Awarded based on: ☒ Low Bid ☐ Other

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |     |     |                 |    |     |
|-----------------|-----|-----|-----------------|----|-----|
| Total Workforce | 136 |     | # Black Males   | 23 | 17% |
| Total # Females | 19  | 14% | # White Males   | 91 | 67% |
| Total # Males   | 117 | 86% | # Other Males   | 3  | 2%  |
|                 |     |     | # Black Females | 3  | 2%  |
|                 |     |     | # White Females | 16 | 12% |
|                 |     |     | # Other Females | 0  | 0%  |

Performance Bond: ☐ Waived ☐ Not Waived ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

4. Bid: Refurbished IBM 3590 Tape Drive

Purpose of Bid: To provide the E 911 Center with a Refurbished IBM 3590 Tape Drive for their computer system.

Comments:

Opened: May 15, 2001

Bidders: Abacus Solutions \* \$12,750.00  
Atlanta, GA  
Net-Centric Systems, Inc. \$14,004.75  
Raleigh, NC  
Yorel Integrated Solutions \$18,900.00  
Raleigh, NC

\*Awarded based on: ☒ Low Bid ☐ Other (See Comments)

WORKFORCE STATISTICS  
CORPORATION STATISTICS

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|                 |    |     |                 |    |     |
|-----------------|----|-----|-----------------|----|-----|
| Total Workforce | 20 |     | # Black Males   | 1  | 5%  |
| Total # Females | 9  | 45% | # White Males   | 10 | 50% |
| Total # Males   | 11 | 55% | # Other Males   | 0  | 0%  |
|                 |    |     | # Black Females | 2  | 10% |
|                 |    |     | # White Females | 7  | 35% |
|                 |    |     | # Other Females | 0  | 0%  |

Performance Bond:      \_\_\_\_\_ Waived      \_\_\_\_\_ Not Waived      ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

5.      Bid:              Microsoft Windows Server and SQL Server Software

Purpose of Bid:        To provide the TS Department with software.

Comments:

Opened:              May 16, 2001

|          |                              |               |
|----------|------------------------------|---------------|
| Bidders: | Dell Marketing               | * \$15,533.64 |
|          | Round Rock, TX               |               |
|          | CDW-G                        | \$19,710.00   |
|          | Vernon Hills, IL             |               |
|          | Software House International | \$20,177.00   |
|          | Wake Forest, NC              |               |

\*Awarded based on: ☒ Low Bid      \_\_\_\_\_ Other (See Comments)

**WORKFORCE STATISTICS**  
**CORPORATION STATISTICS**

|                 |       |     |                 |      |     |
|-----------------|-------|-----|-----------------|------|-----|
| Total Workforce | 20113 |     | # Black Males   | 1209 | 6%  |
| Total # Females | 7085  | 35% | # White Males   | 9076 | 45% |
| Total # Males   | 13008 | 65% | # Other Males   | 2723 | 14% |
|                 |       |     | # Black Females | 987  | 5%  |
|                 |       |     | # White Females | 4459 | 22% |
|                 |       |     | # Other Females | 1639 | 8%  |

Performance Bond:      \_\_\_\_\_ Waived      \_\_\_\_\_ Not Waived      ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

6.      Bid:      Police Department Laptop Computers for the Mobile Data Program

Purpose of Bid:        To supply the Police Department with additional laptop computers.

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Comments: CompUSA bid a computer that did not meet the minimum hard drive requirements. USAT is the lowest responsive bidder meeting all requirements.

Opened: May 17, 2001

|          |  |               |
|----------|--|---------------|
| Bidders: | CompUSA, Inc. (does not meet specifications) | \$37,487.40   |
|          | Dallas, TX                                   |               |
|          | USAT   | * \$41,380.00 |
|          | Chapel Hill, NC                              |               |
|          | Motorola, Inc.                               | \$53,080.00   |
|          | Durham, NC                                   |               |
|          | Cycomm Mobile Solutions                      | \$120,913.00  |
|          | McLean, VA                                   |               |

\*Awarded based on: ☐ Low Bid ☐ Other (See Comments)

The Equal Opportunity/Equity Department reviewed the bid submitted by IC Logic, Inc., dba USAT of Chapel Hill, NC to determine compliance with the Minority and Women Business Enterprises Ordinance.

There were no M/WBEs in the databank to provide this product with specifications needed for the Mobile Data Program.

The workforce statistics for IC Logic, Inc. dba USAT are as follows:

Location Performing on Contract  
Chapel Hill, NC

|                 | 2001 |     |
|-----------------|------|-----|
| Total Workforce | 4    |     |
| Total Females   | 2    | 50% |
| Total Males     | 2    | 50% |
| Black Males     | 0    | 0%  |
| White Males     | 2    | 50% |
| Other Males     | 0    | 0%  |
| Black Females   | 0    | 0%  |
| White Females   | 2    | 50% |
| Other Females   | 0    | 0%  |

Performance Bond: ☒ Waived ☐ Not Waived ☐ Not Required

7. Bid: Traffic Thermoplastic Pavement Marking Materials

Purpose of Bid: To provide the Transportation Division road marking with pavement marking material sharks teeth triangles.

Comments: Bids were solicited from several vendors and only one response was received.

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Opened: May 24, 2001

Bidders: Avery Dennison Highway Safety Division \*\$12,000.00  
Niles, IL

\*Awarded based on: ☒ Low Bid ☐ Other (See Comments)

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |     |     |                 |    |        |
|-----------------|-----|-----|-----------------|----|--------|
| Total Workforce | 160 |     | # Black Males   | 17 | 16.67% |
| Total # Females | 58  | 37% | # White Males   | 56 | 54.90% |
| Total # Males   | 102 | 63% | # Other Males   | 29 | 28.43% |
|                 |     |     | # Black Females | 25 | 43.10% |
|                 |     |     | # White Females | 20 | 34.48% |
|                 |     |     | # Other Females | 13 | 22.42% |

LOCATION OF PERFORMING CONTRACT  
Atlanta, GA

|                 |    |     |                 |    |        |
|-----------------|----|-----|-----------------|----|--------|
| Total Workforce | 83 |     | # Black Males   | 16 | 27.12% |
| Total # Females | 24 | 30% | # White Males   | 35 | 59.32% |
| Total # Males   | 59 | 70% | # Other Males   | 8  | 13.56% |
|                 |    |     | # Black Females | 9  | 37.50% |
|                 |    |     | # White Females | 13 | 54.17% |
|                 |    |     | # Other Females | 2  | 08.03% |

Performance Bond: ☐ Waived ☐ Not Waived ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

8. Bid: On-Site Training for Cold Fusion Software and Application Development

Purpose of Bid: To provide training for the TS Department with software to develop web-based applications quicker and easier.

Comments: Bids were advertised and solicited from several bidders and only one response was received.

Opened: May 25, 2001

Bidders: Network Data Systems \*\$14,000.00  
Morrisville, NC

\*Awarded based on: ☐ Low Bid ☒ Other (See Comments)

July 16, 2001

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |    |     |                 |    |     |
|-----------------|----|-----|-----------------|----|-----|
| Total Workforce | 65 |     | # Black Males   | 2  | 03% |
| Total # Females | 7  | 11% | # White Males   | 56 | 86% |
| Total # Males   | 58 | 89% | # Other Males   | 0  | 0%  |
|                 |    |     | # Black Females | 0  | 0%  |
|                 |    |     | # White Females | 7  | 11% |
|                 |    |     | # Other Females | 0  | 0%  |

LOCATION OF PERFORMING CONTRACT  
Raleigh, NC

|                 |    |     |                 |    |     |
|-----------------|----|-----|-----------------|----|-----|
| Total Workforce | 17 |     | # Black Males   | 0  | 0%  |
| Total # Females | 2  | 10% | # White Males   | 15 | 90% |
| Total # Males   | 15 | 90% | # Other Males   | 0  | 0%  |
|                 |    |     | # Black Females | 1  | 5%  |
|                 |    |     | # White Females | 1  | 5%  |
|                 |    |     | # Other Females | 0  | 0%  |

Performance Bond: \_\_\_\_\_ Waived \_\_\_\_\_ Not Waived ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

9. Bid: GIS - Enterprise SDE Connect License and Server

Purpose of Bid: This is a sole source upgrade.

Comments: To upgrade existing license and software.

Opened: May 25, 2001

Bidders: Environmental Systems Research Institute, Inc.      \*\$27,500.00  
Redlands, CA

\*Awarded based on: \_\_\_\_\_ Low Bid ☒ Other (See Comments)

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |       |        |                 |     |        |
|-----------------|-------|--------|-----------------|-----|--------|
| Total Workforce | 1,622 |        | # Black Males   | 25  | 01.54% |
| Total # Females | 663   | 40.88% | # White Males   | 801 | 49.38% |
| Total # Males   | 959   | 59.12% | # Other Males   | 133 | 08.20% |
|                 |       |        | # Black Females | 27  | 01.66% |
|                 |       |        | # White Females | 509 | 31.38% |
|                 |       |        | # Other Females | 127 | 07.83% |

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Performance Bond: \_\_\_\_\_ Waived \_\_\_\_\_ Not Waived ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

10. Bid: GIS Mapping System Upgrade and Software

Purpose of Bid: To upgrade existing mapping software.

Comments: This is a sole source upgrade.

Opened: May 25, 2001

Bidders: MAP Systems, Inc. \*\$18,125.30  
Raleigh, NC

\*Awarded based on: \_\_\_\_\_ Low Bid ☒ Other (See Comments)

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |   |     |                 |   |     |
|-----------------|---|-----|-----------------|---|-----|
| Total Workforce | 2 |     | # Black Males   | 0 | 0%  |
| Total # Females | 1 | 50% | # White Males   | 1 | 50% |
| Total # Males   | 1 | 50% | # Other Males   | 0 | 0%  |
|                 |   |     | # Black Females | 0 | 0%  |
|                 |   |     | # White Females | 1 | 1%  |
|                 |   |     | # Other Females | 0 | 0%  |

Performance Bond: \_\_\_\_\_ Waived \_\_\_\_\_ Not Waived \_\_\_\_\_ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

11. Bid: Firefighter Turn-Out Gear

Purpose of Bid: To furnish the Fire Department with twenty-three sets of protective fire resistant turn-out gear.

Opened: May 29, 2001

Bidders: Jack L. Slagle Fire Equipment & Supply \* \$18,138.72  
South Boston, VA  
C.W. Williams & Co. \$21,390.00  
Rocky Mount, N.C.  
Stevens Fire Equipment \$21,570.78  
Morganton, N.C.

\*Awarded based on: ☒ Low Bid \_\_\_\_\_ Other (See Comments)

WORKFORCE STATISTICS

July 16, 2001

CORPORATION STATISTICS

|                 |    |     |                 |    |     |
|-----------------|----|-----|-----------------|----|-----|
| Total Workforce | 30 |     | # Black Males   | 1  | 3%  |
| Total # Females | 12 | 40% | # White Males   | 17 | 57% |
| Total # Males   | 18 | 60% | # Other Males   | 0  | 0%  |
|                 |    |     | # Black Females | 0  | 0%  |
|                 |    |     | # White Females | 12 | 40% |
|                 |    |     | # Other Females | 0  | 0%  |

Performance Bond: \_\_\_\_\_ Waived \_\_\_\_\_ Not Waived ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

12. Bid: Allaire Coldfusion Server Software and Maintenance

Purpose of Bid: To provide the TS Department with Coldfusion Server Software and Maintenance.

Comments:

Opened: May 30, 2001

|          |                      |              |
|----------|----------------------|--------------|
| Bidders: | ASAP Software, Inc.  | *\$19,750.84 |
|          | Buffalo Grove, IL    |              |
|          | Microwarehouse, Inc. | \$23,090.20  |
|          | Norwalk, CT          |              |

\*Awarded based on: ☒ Low Bid \_\_\_\_\_ Other (See Comments)

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |     |        |                 |     |        |
|-----------------|-----|--------|-----------------|-----|--------|
| Total Workforce | 244 |        | # Black Males   | 5   | 02.05% |
| Total # Females | 113 | 46.31% | # White Males   | 115 | 47.13% |
| Total # Males   | 131 | 53.69% | # Other Males   | 12  | 04.92% |
|                 |     |        | # Black Females | 3   | 01.23% |
|                 |     |        | # White Females | 101 | 41.39% |
|                 |     |        | # Other Females | 9   | 03.69% |

Performance Bond: \_\_\_\_\_ Waived \_\_\_\_\_ Not Waived ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

13. Bid: Hurst Hydraulic Extrication Equipment

Purpose of Bid: To furnish the Fire Department with Hurst "Jaws of Life" equipment.

Opened: April 26, 2001



July 16, 2001

|          |                              |               |
|----------|------------------------------|---------------|
| Bidders: | Newton's Fire & Safety, Inc. | * \$26,234.00 |
|          | Sweepsonville, N.C.          |               |
|          | Hale Products, Inc.          | \$28,825.00   |
|          | Conshohocken, PA             |               |

\*Awarded based on: ☒ Low Bid ☐ Other (See Comments)

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |   |       |                 |   |       |
|-----------------|---|-------|-----------------|---|-------|
| Total Workforce | 7 |       | # Black Males   | 0 | 0%    |
| Total # Females | 2 | 28.6% | # White Males   | 5 | 71.4% |
| Total # Males   | 5 | 71.4% | # Other Males   | 0 | 0%    |
|                 |   |       | # Black Females | 0 | 0%    |
|                 |   |       | # White Females | 2 | 28.6% |
|                 |   |       | # Other Females | 0 | 0%    |

Performance Bond: ☐ Waived ☐ Not Waived ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

Sufficient funds were available at the time of the award. The Administration recommends acceptance of the above bids denoted by an asterisk (\*).

JWC:lm

**SUBJECT: HANDICAP PARKING - LINCOLN STREET**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance to authorize the installation of two handicap spaces on the west side of Lincoln Street in the area beginning at a point 60 feet north of the north curb line of Massey Avenue, if extended, and extending for a distance of 50 feet northwardly was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Ordinance #12340**

**SUBJECT: PARKING PROHIBITION - MAPLEWOOD AVENUE**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance to prohibit parking at any time on the west side of Maplewood Avenue, in the area beginning at a point 37 feet south of the south curb line of Burke Street, if extended, and extending for a distance of 25 feet southwardly was approved at

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7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Ordinance #12341**

**SUBJECT: PARKING PROHIBITION - SOVEREIGN STREET**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance to prohibit parking at any time on the north side of Sovereign Street, in the area beginning at the east curb line of Stroller Avenue, if extended, and extending for a distance of 140 feet eastwardly was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Ordinance #12342**

**SUBJECT: TWENTY-FIVE MILE PER HOUR SPEED LIMIT - CAMBIAN PLACE**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing a speed limit of 25 mph on Cambian Place from Geer Street to end of City maintenance was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Ordinance #12343**

**SUBJECT: TWENTY-FIVE MILE PER HOUR SPEED LIMIT - DELAFIELD AVENUE**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing a speed limit of 25 mph on Delafield Avenue from Roxboro Street, west to the end of City maintenance was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Ordinance #12344**

**SUBJECT: STOP SIGN - ABELIA COURT**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing the installation of a stop sign on Abelia Court at Horton Road, south corner was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro

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Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff.  
Noes: None. Absent: Council Member Stith.

**Ordinance #12345**

**SUBJECT: STOP SIGN - CREEKSTONE DRIVE**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance authorizing the installation of a stop sign on Creekstone Drive at Holiday Drive (private street), southwest corner was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Ordinance #12346**

**SUBJECT: LOADING ZONE AND PROHIBITION OF PARKING - NINTH STREET**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance to repeal Ordinance #7704, adopted 1-17-89, which authorized no parking at any time on the east side of Ninth Street, in the area beginning at the south curb line of Markham Avenue, if extended, and extending for a distance of 89 feet southwardly; and

To adopt an ordinance to establish a loading and unloading zone on the east side of Ninth Street, in the area beginning at a point 59 feet south of the south curb line of Markham Avenue, if extended, and extending for a distance of 30 feet southwardly; and

To adopt an ordinance to prohibit parking on the east side of Ninth Street, in the area beginning at the south curb line of Markham Avenue, if extended, and extending for a distance of 59 feet southwardly was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Ordinance #12347, 12348 and 12349**

**SUBJECT: STREET ACCEPTANCE - VAN TRINE PARK II AND HORTON HILLS I - PH V, VI, VII**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to accept the following streets in the Van Trine Park II and Horton Hills I Subdivisions for maintenance by the City of Durham was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick

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and Wagstaff. Noes: None. Absent: Council Member Stith.

**Van Trine Park II**

- 1) **Links Circle** - from the centerline of Westover Road west thru the cul-de-sac (175'.)

**Horton Hills I - PH V, VI, VII**

- 1) **Stadium Drive** - from the north ditch line of Horton Road north To STA 18+60 (1,340') and,
- 2) **Sanderson Drive** - from the end of the existing pavement at STA 18+70 west to the centerline of Stadium Drive (870') and,
- 3) **Stillhouse Place** - from the centerline of Sanderson Drive west thru cul-de-sac (421') and,
- 4) **Valley Drive** - from the centerline of Sanderson Drive east to the End of Phase V (550'.)

**SUBJECT: SETTING PUBLIC HEARINGS TO CONSIDER ORDERING CERTAIN IMPROVEMENTS UNDER THE ENABLING ACT AUTHORITY**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt resolutions setting **public hearings on Monday, August 6, 2001** to consider ordering the following improvements under the Enabling Act Authority was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

- a. **Sewer Main - Rivermont Road** from the northeast property line of Tax Map 767-4-17 southwest to the Rivermont Road outfall, and
- b. **Sewer Main - Reigalwood Road** from the north property line of Tax Map 808-1-57 to end of cul-de-sac.

**SUBJECT: SIDEWALK - REVERE ROAD (WEST SIDE) FROM SEATON ROAD TO NORTH PROPERTY LINE OF TAX MAP 538-1-42 - SETTING PUBLIC HEARING FOR CONFIRMATION OF ASSESSMENT ROLL**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt a resolution setting a **public hearing on Monday, August 6, 2001** for confirmation of the Assessment Roll for sidewalk on Revere Road (West Side) from Seaton Road to North Property Line of Tax Map 538-1-42 was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

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**SUBJECT: MINUTES FOR APPROVAL - CITY CLERK'S OFFICE**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to approve the official minutes of the May 7, 2001, May 21, 2001, and June 4, 2001 regular City Council Meetings was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**[GENERAL BUSINESS AGENDA]**

**[PUBLIC HEARINGS]**

**SUBJECT: SEWER MAIN - GUS ROAD FROM WEST PROPERTY LINE OF TAX MAP 664-4-3 TO ROBBINS ROAD AND ROBBINS ROAD FROM CENTERLINE OF GUS ROAD TO CENTERLINE OF CHICKASAW ROAD (MINI ASSESSMENT ROLL)**

**a. Property of Donald R. and Jackie Ladd**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Jacobs to find that the property of Donald R. and Jackie Ladd, identified as Tax Map #665-2-4, 309 Robbins Road, Lots 1 and 2, has not benefited at this time from the sewer main improvement and to relieve the assessment in the amount of \$3,180 with the provision that a future frontage charge will be due and payable at the prevailing rate should the property receive sewer service (in accordance with City policy) was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**b. Calvin L. and Beulah N. Woods**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Jacobs to find that the property of Calvin L. and Beulah N. Woods, identified as Tax Map #665-2-4, 309 Robbins Road, Lots 1 and 2, has benefited at this time from the sewer improvement and to confirm the assessment in the amount of \$5,685.01 (partial relief granted in accordance with City policy) was approved at 7:13 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None.

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Absent: Council Member Stith.

At this time during the meeting, Mayor Tennyson noted that Council Member Stith informed Council at COW that he would not be present tonight due to a family commitment.

**SUBJECT: SEWER MAIN - ALSTON AVENUE FROM CARPENTER-FLETCHER ROAD TO SOUTH PROPERTY LINE OF TAX MAP 547-1-3B (MINI ASSESSMENT ROLL)**

**a. Property of Annie B. Christmas**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Jacobs to find that the property of Annie B. Christmas, identified as Tax Map #571-1-29, 4307 Alston Avenue, Lots 10 - 12, has benefited from the sewer main improvement and to confirm the assessment in the amount of \$1,750.00 was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**b. Property of Intec Properties, LLC [Formerly Owned by Javad and Susan Kargar Et A]**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Jacobs to find that the property of Intec Properties, LLC, identified as Tax Map #571-1-3B, Alston Avenue, 5.08 acres, vacant, has benefited from the sewer main improvement and to confirm the assessment in the amount of \$11,760.70 was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: WATER MAIN - FENIMORE STREET FROM CHANDLER ROAD TO THE WEST PROPERTY LINE OF TAX MAP 387-1-64**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

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**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt a resolution ordering water main on Fenimore Street from Chandler Road to the west property line of Tax Map 387-1-64 was approved at 7:14 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: ALLOCATION OF FUNDS UNDER THE ECONOMIC DEVELOPMENT INVESTMENT POLICY - SELF-HELP'S RENOVATION OF COMMERCIAL PROPERTY AT 201 WEST MAIN STREET - SELF-HELP VENTURES FUND**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Jacobs to receive citizens' comments on the proposed Agreement between Self-Help and the City of Durham Regarding Reimbursement for Economic Development Activities; and

To authorize the City Manager to execute the proposed Development Agreement with Self-Help Ventures Fund, regarding the use of up to \$69,000 in funds under the Economic Development Investment Policy, in connection with the renovation of the commercial property at 201 West Main Street; and

To authorize the City Manager to make minor changes to the Agreement that do not increase the total dollar amount to be paid by the City and do not decrease the benefits to be provided to the City was approved at 7:15 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: DURHAM TRAILS AND GREENWAYS MASTER PLAN**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

Beth Timson, of City/County Planning Department, gave an overview of the work done on this plan and made comments on the newly established Durham Bicycle and Pedestrian Advisory Commission.

Council Member Hill expressed a concern relative to amount of time Planning Staff spends working on Commissions more than planning and zoning issues. He requested the administration to provide a report on reducing the number of the Commissions.

**MOTION** by Council Member Larson seconded by Council Member Jacobs

**July 16, 2001**

to receive citizens' comments on the *Durham Trails and Greenways Master Plan* was approved at 7:20 p.m. by the following vote:  
Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: ZONING MATTER CASE: P01-30 - INITIAL ZONING OF NEWLY ANNEXED TERRITORY - CITY OF DURHAM (INDEPENDENCE VILLAGE) - EAST SIDE OF DANUBE, JUST NORTH OF BEN FRANKLIN BOULEVARD**

Case: P01-30 - Initial Zoning of Newly Annexed Territory

Initiated by: City of Durham (Independence Village)

Location: East side of Danube, just north of Ben Franklin Boulevard (City Atlas Page 13, A-1, A-2, B-1, B-2)

Request: PDR 4.3; F/J-B - Initial zoning of property newly annexed into the City--equivalent to existing to County zoning.

Zoning Committee's Recommendation: Approval (7-0)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish City PDR 4.3; F/J-B zoning for the above described newly annexed property was approved at 7:20 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: ZONING MATTER CASE: P01-31 - INITIAL ZONING OF NEWLY ANNEXED TERRITORY - CITY OF DURHAM (RIDGEWOOD, PHASE III) - WEST SIDE OF FLETCHERS CHAPEL ROAD, ACROSS FROM THE INTERSECTION OF JIMMY ROGERS ROAD AND FLETCHERS CHAPEL ROAD**

Case: P01-31 - Initial Zoning of Newly Annexed Territory

Initiated by: City of Durham (Ridgewood, Phase III)

Location: West side of Fletchers Chapel Road, across from the intersection of Jimmy Rogers Road and Fletchers Chapel Road (City Atlas Page 26, C-3, C-4, D-3, D-4)

Request: RD; F/J-B - Initial zoning of property newly annexed into the City--equivalent to existing County zoning.

Zoning Committee's Recommendation: Approval (7-0)

Planning Department's Recommendation: Approval



**July 16, 2001**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish City RD; F/J-B zoning for the above described newly annexed property was approved at 7:21 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: ZONING MATTER CASE: P01-32 - INITIAL ZONING OF NEWLY ANNEXED TERRITORY - CITY OF DURHAM (MCKITTRICK MEADOWS) - ADJACENT AND TO THE SOUTH OF THE LAKEHURST NEIGHBORHOOD AND TO THE WEST AND NORTH OF FAIRFIELD OFF HERNDON ROAD**

Case: P01-32 - Initial Zoning of Newly Annexed Territory

Initiated by: City of Durham (McKittrick Meadows)

Location: Adjacent and to the south of the Lakehurst Neighborhood and to the west and north of Fairfield off Herndon Road (City Atlas Page 50, A-1, A-2)

Request: PDR 2.25; F/J-B - Initial zoning of property newly annexed into the City--equivalent to existing County zoning.

Zoning Committee's Recommendation: Approval (7-0)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish City PDR 2.25; F/J-B zoning for the above described newly annexed property was approved at 7:21 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: ZONING MATTER CASE: P01-33 - INITIAL ZONING OF NEWLY ANNEXED TERRITORY - CITY OF DURHAM (C.C. WOODS CONSTRUCTION) - OFF INDUSTRIAL DRIVE SOUTHWEST OF THE INTERSECTION OF INDUSTRIAL DRIVE AND HAMLIN ROAD**

Case: P01-33 - Initial Zoning of Newly Annexed Territory

Initiated by: City of Durham (C.C. Woods Construction)

**July 16, 2001**

Location: Off Industrial Drive southwest of the intersection of Industrial Drive and Hamlin Road (City Atlas Page 14, A-3, A-2)

Request: I-2; F/J-B - Initial zoning of property newly annexed into the City--equivalent to existing County zoning.

Zoning Committee's Recommendation: Approval (7-0)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish City I-2; F/J-B zoning for the above described newly annexed property was approved at 7:22 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: ZONING MATTER CASE: P01-34 - INITIAL ZONING OF NEWLY ANNEXED TERRITORY - CITY OF DURHAM (WESTFIELD DEVELOPMENT) - NORTH SIDE OF SCOTT KING ROAD NEAR THE GRANDALE ROAD INTERSECTION**

Case: P01-34 - Initial Zoning of Newly Annexed Territory

Initiated by: City of Durham (Westfield Development)

Location: North side of Scott King Road near the Grandale Road intersection (City Atlas Page 55, B-4)

Request: RD; F/J-B - Initial zoning of property newly annexed into the City--equivalent to existing County zoning.

Zoning Committee's Recommendation: Approval (7-0)

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Jacobs to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish City RD; F/J-B zoning for the above described newly annexed property was approved at 7:22 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**[OTHER MATTERS]**

July 16, 2001

**SUBJECT: SITE PLAN APPROVAL - VILLAGES AT INDEPENDENCE PARK II**

**MOTION** by Mayor Pro Tempore Clement seconded by Council Member Larson to approve a site plan for Villages at Independence Park, submitted by Bass, Nixon and Kennedy, Inc., on behalf of Trafalgar Properties, LLC, for 55 single-family lots and 245 townhouse units on a ±73.40 acre site zoned PDR 4.3 and F/J-B and located on the east side of Danube Lane, south of Hebron Road and north of Old Oxford Road (Tax Map 742-1-01A, 1B and 04 partial; PIN #0833-01-47-4421, #0833-01-37-3179 and #0833-01-38-8147; City Atlas Page 13, B-1 was approved at 7:23 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: SITE PLAN APPROVAL - MCKITTRICK MEADOWS**

Steve Medlin, of City/County Planning Department, informed Council that the site plan is consistent with the approved development plan for this property and noted sidewalks will be installed along the entire frontage [Herndon Road and all internal roads that are not cul-de-sacs] of this property.

Council Member McKissick disclosed that he lives on Herndon Road and would not benefit from the sidewalks.

**MOTION** by Council Member Larson seconded by Mayor Pro Tempore Clement to approve a site plan/preliminary plat for McKittrick Meadows, submitted by Tony M. Tate Landscape Architecture P.A., on behalf of Regions Development, LLC, consisting of 54 single family lots and open space on a ±23.98 acre site, zoned PDR-2.25 and F/J-B and located east of Herndon Road, and south of Barbee Road (Tax Map #533-01-3; PIN #0727-01-08-7357; City Atlas Page 50, A-1 and A-2) was approved at 7:26 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: DURHAM PLANNING COMMISSION - APPOINTMENTS**

To appoint Carlyle C. White, representing District 5, and Joseph R. Parker, Jr., representing At-Large, on the Durham Planning Commission for three-year terms to expire June 30, 2004.

A motion was made by Mayor Pro Tempore Clement seconded by Council Member Larson to approve the item as printed on the agenda.

**SUBSTITUTE MOTION** by Council Member Blyth seconded by Council Member McKissick to appoint James G. McDonald, representing District 5, and George A. Brine, representing At-Large, on the Durham Planning Commission for three-year terms to expire June 30, 2004 **FAILED** at 7:32 p.m. by the following vote: Ayes: Council

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Members Blyth, Burnette, Edwards, McKissick and Wagstaff.  
Noes: Mayor Tennyson, Mayor Pro Tempore Clement and Council  
Members Cheek, Hill, Jacobs, Langley and Larson. Absent: Council  
Member Stith.

**MOTION** by Mayor Pro Tempore Clement seconded by Council Member  
Larson to appoint Carlyle C. White, representing District 5, and  
Joseph R. Parker, Jr., representing At-Large, on the Durham  
Planning Commission for three-year terms to expire June 30, 2004  
was approved at 7:32 p.m. by the following vote: Ayes: Mayor  
Tennyson, Mayor Pro Tempore Clement and Council Members Burnette,  
Cheek, Hill, Jacobs, Langley, Larson and McKissick. Noes:  
Council Members Blyth, Edwards and Wagstaff. Absent: Council  
Member Stith.

**SUBJECT: CAROLINA THEATRE OF DURHAM, INC. - REQUEST FOR  
PERMISSION TO ALLOW FOR SALE AND CONSUMPTION OF  
ALCOHOLIC BEVERAGES [BEER AND WINE] ON THE CIVIC PLAZA**

**MOTION** by Council Member Larson seconded by Council Member Jacobs  
to approve a request from the Carolina Theatre of Durham, Inc. to  
allow for sale and consumption of alcoholic beverages [beer and  
wine] from 4:00 p.m. Thursday, August 9, 2001 through Sunday,  
August 12, 2001 at 11:00 p.m. during the North Carolina Gay and  
Lesbian Film Festival was approved at 7:34 p.m. by the following  
vote: Ayes: Mayor Tennyson and Council Members Blyth, Cheek,  
Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff.  
Noes: Mayor Pro Tempore Clement and Council Member Burnette.  
Absent: Council Member Stith.

**SUBJECT: STUDY OF ZONING-RELATED/LAND USE PROCEDURES**

A motion was made by Council Member Larson seconded by Council  
Member Jacobs to approve the item as printed on the agenda.

Council Member Blyth explained her reason for adding these items  
to the agenda and spoke in support of approving them tonight.

Several Council Members spoke in support of delaying these items  
until the City Manager reports back with a recommendation.

A substitute motion was made by Council Member Blyth to approve  
the items as printed on the Public Works Agenda [without  
forwarding them to the City Manager for a recommendation]. The  
motion dies for a lack of a second.

**MOTION** by Council Member Larson seconded by Council Member Jacobs  
to refer the following items to the City Manager for study with  
recommendations to be presented to City Council as soon as  
possible was approved at 7:41 p.m. by the following vote: Ayes:  
Mayor Tennyson, Mayor Pro Tempore Clement and Council Members  
Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick  
and Wagstaff. Noes: Council Member Blyth. Absent: Council  
Member Stith.

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a. Land Use Plan Amendments

To consider Land Use Plan Amendments only twice a year instead of the current quarterly reviews.

b. Separate Meetings for Public Hearing and Action on Zoning Petitions

To consider holding separate City Council meetings for the Public Hearing on each zoning petition and Council's actual vote on that petition in order to allow at least one Council cycle (two weeks) for discussion and consideration by Council prior to their actual vote on the petition.

c. Development of Notification Process

To develop a process that ensures notification of all neighborhoods and community associations registered with the Durham City/County Planning Department and any portion of which is within a three-mile area of a pending rezoning case/petition as well as all property owners within one half mile of the property being petitioned for rezoning immediately upon the City's receipt of the actual zoning petition/application.

d. Public Education Process

To develop a public education process (including periodic classes held at various community locations and/or neighborhood association meetings when requested, website information, and other publications) designed to increase the public's understanding of the planning and zoning process and all applicable state and local laws and ordinance.

**[SUPPLEMENTAL ITEMS]**

**SUBJECT: ANNUAL CERTIFICATION OF FIREFIGHTERS**

**MOTION** by Council Member Larson seconded by Council Member Jacobs to authorize the City Manager to certify the "2000/2001 Annual Certification of Firemen" for the North Carolina Firemen's Pension Fund was approved at 7:41 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**SUBJECT: RESOLUTION AMENDING THE RESOLUTION PROVIDING FOR THE ISSUANCE OF \$22,000,000 WATER AND SEWER UTILITY SYSTEM REVENUE BONDS**

Nav Gill, Finance Director, reported that the underwriters used a July 15 date instead of July 1. He requested Council to allow staff to change the date to July 15, 2001 which would amend Section 203 of the Resolution that Council adopted a couple of

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weeks ago [June 18, 2001].

City Attorney Henry Blinder noted that Section 1 of the amended Resolution refers to "Prior Resolution" in fact it should be referred to as the "2001 Series Resolution."

**MOTION** by Mayor Pro Tempore Clement seconded by Council Member Larson to adopt a "Resolution Amending the Resolution Adopted by the City Council of the City of Durham, North Carolina Not to Exceed \$22,000,000 Water and Sewer Utility System Revenue Bonds, Series 2001" as amended was approved at 7:42 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Cheek, Edwards, Hill, Jacobs, Langley, Larson, McKissick and Wagstaff. Noes: None. Absent: Council Member Stith.

**Resolution #8786**

There being no further business to come before the City Council, the meeting was adjourned into closed session at 7:42 p.m.

Linda E. Bratcher  
Deputy City Clerk

D. Ann Gray, CMC  
City Clerk